

Introduced by Senator Cogdill

February 9, 2007

An act to amend Section 82011 of the Government Code, relating to the Political Reform Act of 1974.

LEGISLATIVE COUNSEL'S DIGEST

SB 217, as introduced, Cogdill. Political Reform Act of 1974: conflict-of-interest code.

(1) The Political Reform Act of 1974 requires each state or local government agency to adopt a conflict-of-interest code and to provide it to the agency's code reviewing body. Existing law requires the code reviewing body to make certain determinations and take certain actions regarding each filed code. Pursuant to the filed code, existing law requires each designated employee of an agency to file a statement of economic interests disclosing his or her financial interests. With regard to a local agency with jurisdiction within a single county, other than the board of supervisors, a judicial agency, or a city agency, the code is required to be filed with the county board of supervisors. Existing law requires designated employees of these local agencies to file their original statements of economic interests with the agency or the code reviewing body and requires that they be retained by the agency or code reviewing body, or copied and forwarded by the agency to the code reviewing body with the copy retained.

This bill would designate the county board of education instead of the county board of supervisors as the code reviewing body for a school district in a multidistrict county, a county office of education, a regional occupational center or program, or a school-related joint powers authority located wholly within a single county. The bill would designate the Superintendent of Public Instruction as the code reviewing body

for a county board of education, a county office of education of a county with only a single school district, or a school district of a county with only a single school district. The bill would also designate the Board of Governors of the California Community Colleges as the code reviewing body for all community college districts.

(2) The Political Reform Act of 1974, an initiative measure, provides that the Legislature may amend the act to further the act's purposes upon a $\frac{2}{3}$ vote of each house and compliance with specified procedural requirements.

This bill would declare that it furthers the purposes of the act.

Vote: $\frac{2}{3}$. Appropriation: no. Fiscal committee: yes.

State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 82011 of the Government Code is
2 amended to read:

3 82011. "Code reviewing body" means all of the following:

4 (a) The commission, with respect to the conflict-of-interest code
5 of a state agency other than an agency in the judicial branch of
6 government, or any local government agency with jurisdiction in
7 more than one county.

8 (b) The board of supervisors, with respect to the
9 conflict-of-interest code of any county agency other than the board
10 of supervisors, or any agency of the judicial branch of government,
11 and of any local government agency, other than a city agency, with
12 jurisdiction wholly within the county, *except as provided in*
13 *subdivisions (c), (d), and (e).*

14 (c) *The county board of education, with respect to the*
15 *conflict-of-interest code of the following agencies with jurisdiction*
16 *wholly within a single county:*

17 (1) *A school district, except as provided in subdivision (d).*

18 (2) *A joint powers authority composed of school districts or*
19 *other educational agencies.*

20 (3) *A regional occupational center or regional occupational*
21 *program.*

22 (d) *The Superintendent of Public Instruction, with respect to*
23 *the conflict-of-interest code of the following agencies with*
24 *jurisdiction wholly within a single county:*

25 (1) *A county board of education.*

1 (2) *A county office of education.*

2 (3) *A school district of a county with only a single school*
3 *district.*

4 (e) *The Board of Governors of the California Community*
5 *Colleges, with respect to the conflict-of-interest code of the*
6 *following agencies with jurisdiction wholly within a single county:*

7 (1) *A community college district.*

8 (2) *A joint powers authority composed of community college*
9 *districts.*

10 (f) *The city council, with respect to the conflict-of-interest code*
11 *of any city agency other than the city council.*

12 ~~(d)~~

13 (g) *The Attorney General, with respect to the conflict-of-interest*
14 *code of the commission.*

15 ~~(e)~~

16 (h) *The Chief Justice of California or his or her designee, with*
17 *respect to the conflict-of-interest code of the members of the*
18 *Judicial Council, Commission on Judicial Performance, and Board*
19 *of Governors of the State Bar of California.*

20 ~~(f)~~

21 (i) *The Board of Governors of the State Bar of California with*
22 *respect to the conflict-of-interest code of the State Bar of*
23 *California.*

24 ~~(g)~~

25 (j) *The Chief Justice of California, the administrative presiding*
26 *judges of the courts of appeal, and the presiding judges of superior*
27 *courts, or their designees, with respect to the conflict-of-interest*
28 *code of any agency of the judicial branch of government subject*
29 *to the immediate administrative supervision of that court.*

30 ~~(h)~~

31 (k) *The Judicial Council of California, with respect to the*
32 *conflict-of-interest code of any state agency within the judicial*
33 *branch of government not included under subdivisions~~(e)~~ (h),~~(f)~~*
34 *(i), and~~(g)~~ (j).*

35 SEC. 2. The Legislature finds and declares that this bill furthers
36 the purposes of the Political Reform Act of 1974 within the
37 meaning of subdivision (a) of Section 81012 of the Government
38 Code.

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